

COMMISSION DIRECTIVE

ADMINISTRATIVE DEPT.	<input type="checkbox"/>	DATE	<u>March 15, 2005</u>
TRANSPORTATION DEPT.	<input type="checkbox"/>	DOCKET NO.	<u>2004-340-W</u>
UTILITIES DEPT.	<input checked="" type="checkbox"/>	ORDER NO.	<u>-</u>

SUBJECT:

DOCKET NO. 2004-340-W – Carolina Water Service, Inc. – Application for approval of a contract with May Green Properties, LLC for water service in York County, as well as certain other counties in the State. Office of Regulatory Staff does not oppose the application of Carolina Water Service, Inc. or the waiver of hearing prayed for therein. Discuss this matter with the Commission.

COMMISSION ACTION:

Regarding the Application Of Carolina Water Service, Inc. for approval of a Contract with May Green Properties, L.L.C. for water services in York County; Docket 2004-340-W, the applicant seeks the Commission's approval of their current contract with May Green Properties, LLC under Commission Regulation 103-743, which requires utilities to submit to the Commission for approval, any contract which would impact, pertain to, or effect said utility's fitness, willingness, or ability to provide water service.

It appears that the applicant's charter, bond and current schedule of rates and charges are currently on file with the PSC. There has been no intervention in the docket by the published deadline, and ORS has notified the Commission that it does not oppose the request for approval of the contract with May Green Properties, LLC, nor the request for a waiver of hearing in this matter.

I therefore move that the Commission grant the request for a waiver of hearing in this matter, and approve the contract in regard to its impact on the utility's fitness, willingness, or ability to provide water service, but with express recognition that the utility does not seek the Commission's approval with respect to the proposed restrictive covenant contemplated in Article III, Section 1 of the contract for the reasons stated in the utility's counsel's letter dated March 8, 2005, which shall be attached to the Commission's order as an Appendix.

PRESIDING Mitchell

	MOTION	YES	NO	OTHER		
					APPROVED	<input type="checkbox"/>
					APPROVED STC 30	<input type="checkbox"/>
CLYBURN	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		DAYS	
FLEMING	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		ACCEPTED FOR FILING	<input type="checkbox"/>
HAMILTON	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		DENIED	<input type="checkbox"/>
HOWARD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		AMENDED	<input type="checkbox"/>
MITCHELL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		TRANSFERRED	<input type="checkbox"/>
MOSELEY	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>		SUSPENDED	<input type="checkbox"/>
WRIGHT	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Absent	CANCELED	<input type="checkbox"/>
					SET FOR HEARING	<input type="checkbox"/>

Session: Regular

Time of Session 2:30 PM

ADVISED ☐

CARRIED OVER ☐

RECORDED BY JBS